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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: James R. Cole et al.

Art Unit: 2673

Examiner: Nitin Patel

Serial Number: 09/587,446

Filed: June 5, 2000

Title: MULTI-SOURCE LCD BACKLIGHT FOR WHITE BALANCE
ADJUSTMENT

Date: January 15, 2003

RECEIVED

Attn: Office of Petitions
Assistant Commissioner for Patents
Box DAC
Washington, DC 20231

JAN 24 2003

OFFICE OF PETITIONS

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNAVOIDABLY UNDER 37 CFR 1.137(a)

A Notice of Abandonment, dated 12/31/2002, was received by Applicants on the above identified application. The Notice of Abandonment stated that the Applicants failed to timely file a proper reply to the Office letter mailed on May 20, 2002. Applicant respectfully traverses this statement and hereby petitions for withdrawal of the Notice of Abandonment and revival of this Application.

As the Patent Attorney responsible for prosecuting the above patent application, I hereby declare that:

(A) A response to the Office Action of 6 pages was faxed to the USPTO at the facsimile number (703) 872-9314 on June 26, 2002 by Terri Tuma. Verification of the transmittal of the facsimile is evidenced by a copy of the fax machine communication journal which shows that 7 pages were sent which includes the 6 page response and a transmittal letter. Copies of the transmittal letter, the response to the Office Action and the communication journal are attached. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(a) was unavoidable as the Applicants believed that the facsimile had been received by

the USPTO. Accordingly, the Applicants respectfully request that the Notice of Abandonment be withdrawn.

(B) Since this utility application was filed on or after June 8, 1995, no terminal disclaimer is required.

(C) All statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful statement may jeopardize the validity of the application or any patent issued therefrom.

Timothy F. Myers

Timothy F. Myers 4/15/03

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